

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

HONEYWELL INTERNATIONAL INC.,  
and HONEYWELL INTELLECTUAL  
PROPERTIES INC.,

Plaintiffs,

v.

C.A. No. 04-1338-\*\*\*

APPLE COMPUTER, INC., et al.,

## Defendants

**STIPULATION OF DISMISSAL**

On this day came on to be considered the above-entitled and numbered cause, and the Court being advised that the Plaintiffs have settled and resolved their differences with Defendants HITACHI, LTD.; HITACHI DISPLAYS, LTD.; HITACHI DISPLAY DEVICES, LTD.; and HITACHI ELECTRONIC DEVICES (USA) INC. and have entered into an Agreement setting out the terms and conditions of the settlement, having an effective date of July 27, 2007 ("Agreement"), and as part of such agreement have consented to the entry of an Order approving this Stipulation;

Now therefore, upon the consent of the Parties hereto, it is hereby Ordered,

Adjudged and Decreed that:

1. This Parties consent to the jurisdiction of this Court for purposes of entering this dismissal, and venue is properly laid.

2. The Court shall retain and hereby retains continuing exclusive jurisdiction over the Parties and the subject matter hereto for the purpose of interpreting and enforcing the Agreement.

3. As a result of the Agreement, HITACHI, LTD.; HITACHI DISPLAYS, LTD.; HITACHI DISPLAY DEVICES, LTD.; and HITACHI ELECTRONIC DEVICES (USA) INC. are hereby dismissed as Defendants by the Plaintiffs without prejudice.

4. Each Party hereto shall bear its own costs and attorneys' fees incurred in this action.

MORRIS, NICHOLS, ARSHT & TUNNELL  
LLP

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*Attorneys for Defendants*  
*Hitachi, Ltd.; Hitachi Displays, Ltd.; Hitachi*  
*Display Devices, Ltd.; and Hitachi*  
*Electronics Devices (USA) Inc.*

SO ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

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Magistrate Judge Mary Pat Thyng

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

CERTIFICATE OF SERVICE

I, Richard L. Horwitz, hereby certify that on August 27, 2007, the attached document was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading.

I hereby certify that on August 27, 2007, I have Electronically Mailed the document to the following person(s):

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By: /s/ Richard L. Horwitz

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